



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

DECLARATION

COPY OF PAPERS
ORIGINALLY FILED

ATTORNEY'S DOCKET NO.
11443/72

As a below named inventor, ~~I hereby declare that:~~

My residence, post office address, and citizenship are as stated below next to my name,

I believe I am an original, first, and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled **ELECTRO-MECHANICAL SURGICAL DEVICE**, the specification of which was filed on **March 15, 2002** as U.S. Patent Application Serial No. **10/099,634**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

PRIOR UNITED STATES APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION NUMBER	FILING DATE (day, month, year)	STATUS (i.e. Patented, Pending, Abandoned)
09/887,789	22 June 2001	Pending
09/836,781	17 April 2001	Pending
09/723,715	28 November 2000	Pending
09/324,451	02 June 1999	Pending
09/324,452	02 June 1999	Pending
09/351,534	12 July 1999	Pending
09/510,923	22 February 2000	Pending
09/510,927	22 February 2000	Pending
09/510,932	22 February 2000	Pending

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John E. Burbank

Date

5/21/02

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Signature

D. A. Zeichner

Date

5/21/02

**APPOINTMENT OF POWER OF ATTORNEY
BY ASSIGNEE OF ENTIRE INTEREST**



PowerMed, Inc., as assignee of the entire right, title, and interest in the application for patent
entitled **ELECTRO-MECHANICAL SURGICAL DEVICE**, filed on March 15, 2002 as U.S.

Patent Application Serial No. 10/099,634, does hereby appoint, Patrick J. Birde, Reg. No. 29,770,
Michelle M. Carniaux, Reg. No. 36,098 and Clifford A. Ulrich, Reg. No. 42,194 as its
attorneys/agents with full power of substitution and revocation, to prosecute this application and to
transact all business in the Patent and Trademark Office connected therewith.

Please address all communications regarding this application to:

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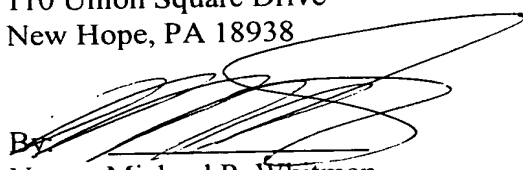
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PATENT TRADEMARK OFFICE

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Dated May 21, 2002

By 
Name: Michael P. Whitman
Title: President